

David N. Kuhn - State Bar No. 73389
Attorney-at-Law
144 Hagar Avenue
Piedmont, CA 94611
Telephone: (510) 653-4983
E-mail: dnkuhn@pacbell.net
Attorney for plaintiff Gregory Bender

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GREGORY BENDER,) Case No. C 09-02112 RS (HRL)
Plaintiff,)
vs.) NOTICE OF AGREEMENT IN
) PRINCIPLE IN FULL SETTLEMENT
) AND JOINT STIPULATION AND
INFINEON TECHNOLOGIES NORTH) PROPOSED ORDER EXCUSING
AMERICA CORP., a Delaware) DEFENDANT INFINEON TECHNOLOGIES
corporation, et al.,) NORTH AMERICA CORP. FROM
Defendants.) ATTENDING THE CASE MANAGEMENT
) CONFERENCE
AND RELATED COUNTERCLAIMS)
)

Plaintiff and counter-defendant Gregory Bender ("Bender")
and defendant and counter-claimant Infineon Technologies North
America Corp. ("Infineon"), through their respective counsel,
hereby notify the Court that the parties have reached an
agreement in principle in full settlement of their claims and
counter-claims against each other in this case.

1 Therefore, pursuant to Civil L.R. 6-2 and 7-12, Bender and
2 Infineon, through their respective counsel, hereby agree and
3 stipulate, and request an Order, to excuse Infineon from
4 attending the Case Management Conference in this action, which is
5 currently set for September 30, 2010.

6
7 IT IS SO AGREED.


8 Dated: September 22, 2010 _____/S/_____
9 David N. Kuhn, counsel for Plaintiff

10 Dated: September 22, 2010 McDermott, Will & Emery, counsel for
11 Defendant Infineon Technologies North
12 America Corp.

13 By _____/S/ Daniel R. Foster_____

14 PURSUANT TO STIPULATION, IT IS SO ORDERED.

15
16
17 Dated: 9/29/10


18 HON. RICHARD SEEBORG
19 UNITED STATES DISTRICT JUDGE

20 I, David N. Kuhn, attest that I am the ECF user whose log-in and
21 password are being used to e-file this Stipulated Motion for
22 Dismissal and that concurrence in the filing of this document has
been obtained from Daniel R. Foster of McDermott, Will & Emery,
counsel for Defendant Infineon.

23 Executed on September 22, 2010 _____/S/_____
24 PIEDMONT, CALIFORNIA David N. Kuhn